

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

ECOER, INC., *et al.*,

Plaintiffs,

-v-

HONEYWELL INTERNATIONAL, INC.,

Defendant.

23 Civ. 8501 (PAE)

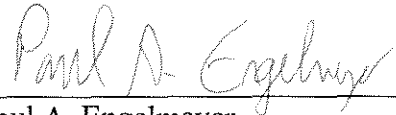
ORDER TO
SHOW CAUSE

PAUL A. ENGELMAYER, District Judge:

On September 27, 2023, plaintiffs filed the complaint in this case. Dkt. 1. On the same day, plaintiffs served defendant with process, making defendant's deadline to answer or otherwise respond October 18, 2023. Dkt. 5. Defendant has not responded to the complaint or appeared in this action. Plaintiffs, however, have not obtained a certificate of default from the Clerk of Court or filed a motion for default judgment against defendant, and no progress has otherwise been made in this case.

Accordingly, it is hereby ORDERED that plaintiffs shall show cause by November 14, 2023 why the above-captioned action should not be dismissed for failure to prosecute, pursuant to Rule 41 of the Federal Rules of Civil Procedure. Plaintiffs may show cause by properly submitting a motion for default judgment, pursuant to the Court's Individual Rules, which requires obtaining a certificate of default issued by the Clerk of Court prior to filing a motion for default judgment. Failure to submit a timely and proper motion for default judgment will result in dismissal without prejudice of this case under Rule 41.

SO ORDERED.

A handwritten signature in cursive script, reading "Paul A. Engelmayer", written in dark ink.

Paul A. Engelmayer
United States District Judge

Dated: November 2, 2023
New York, New York